

MINUTES

EAU CLAIRE CITY COUNCIL BUDGET ADOPTION

Tuesday, November 23, 2010

City Council Chamber

4:00 p.m.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Council President Kincaid called the meeting to order. The following members were present: Council Members Larry Balow, David Duax, Thomas Kemp, Kerry Kincaid, David Klinkhammer, Mark Olson, Jackie Pavelski, Bob Von Haden, Dana Wachs and Andrew Werthmann. Absent: Council Member Thomas Vue.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, November 23, 2010. Staff had requested that Item No. 6, Resolution authorizing Girls on the Run of Eau Claire County to conduct the new Balance Girls on the Run 5K on Saturday, May 21, 2011 be removed from consideration. The event sponsors want to make revisions to the event before the Council approves it. Thereupon a motion was offered by Council Member Kemp and seconded by Council Member Balow "to adopt the remainder of the consent resolution". Said motion passed by unanimous vote.

LIQUOR LICENSE

The Council considered a resolution granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage and a Class A Cabaret license to Hurt Enterprise, LLC, d/b/a Tailgates Sports Bar and Grill, 1505 N. Clairemont Ave., Christopher Hurt, agent. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Wachs "to adopt said resolution". Said motion passed by unanimous vote.

REFUSE HAULER LICENSE

The City Council considered a resolution granting a Refuse Hauler license to Statewide Scrap, LLC, d/b/a Statewide Scrap, 1230 S. 82 Avenue, Eau Claire. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Wachs "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution granting a Refuse Hauler license to Jason Stenner, d/b/a Stenner Property Services, 15728 Hwy. 40, Bloomer. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Wachs "to postpone consideration of said resolution until such time as the related ordinance regarding increasing the number of licenses available is considered by the Council". Said motion to postpone passed by unanimous vote.

USE OF CITY FACILITIES

The City Council considered a resolution authorizing C & G Promotions to conduct Market the Valley Business Expo on May 17-18, 2011, at the Hobbs Municipal Ice Center. Thereupon a motion was offered by Council Member Kemp and seconded by Council Member Balow "to adopt said resolution". Said motion passed by unanimous vote.

APPOINTMENTS COMMITTEE

The Council considered a resolution appointing an additional City Council Member to the Advisory Committee on Appointments. Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Klinkhammer "to adopt said resolution". Council Member Kemp nominated Council Member Werthmann to be the third member of the Committee. President Kincaid called for further nominations. None being heard, Council Member Werthmann's nomination was approved by unanimous consent. The Council then voted on the resolution. Said resolution was adopted by unanimous vote.

ORGANIZATIONAL ANALYSIS

The Council considered a resolution regarding a proposal to conduct an organizational analysis of City departments. Thereupon a motion was offered by Council Member Balow and seconded by Council Member Duax "to adopt said resolution". Said motion passed by unanimous vote.

POLICE GRANTS

The City Council considered a resolution authorizing the Police Department to accept an Alcohol Enforcement Grant funded by the Wisconsin Department of Transportation, Bureau of Transportation Safety. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Wachs "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution authorizing the Police Department to accept a Speed Enforcement Grant funded by the Wisconsin Department of Transportation, Bureau of Transportation Safety. Thereupon a motion was offered by Council Member Olson and seconded by Council Member Duax "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution authorizing the Police Department to accept Comprehensive Alcohol Risk Reduction (CARD) Program Grant awarded through the Wisconsin Department of Transportation, Bureau of Transportation Safety. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Klinkhammer "to adopt said resolution". Said motion passed by unanimous vote.

INTERGOVERNMENTAL AGREEMENT – EXTRATERRITORIAL JURISDICTION

The City Council considered a resolution approving an Intergovernmental Agreement for Extraterritorial Jurisdiction Policies with the six surrounding towns. Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Kemp “to adopt said resolution”. Said motion passed by unanimous vote.

HASTINGS WAY PROJECT

The Council considered a resolution endorsing the preferred alternative for the Hastings Way project. Thereupon a motion was offered by Council Member Balow and seconded by Council Member Von Haden “to adopt said resolution”. Thereupon a motion was offered by Council Member Kemp and seconded by Council Member Wachs “to amend said resolution as follows:

‘In the fourth WHEREAS paragraph, the fourth bullet (Multi-modal accommodation) should read as follows:

- Multi-modal accommodation
 - * 10-foot multi-use path, west side from Main Street to Fenwick Avenue
 - * 8-foot multi-use sidewalk, east side from Main Street to Highland Avenue
 - * Multi-use path/sidewalk – west side from Fenwick Avenue to Clairemont Avenue (Width and location to be reviewed and alternatives presented to the City Council in January 2011 for consideration.)
 - * 6-foot sidewalk – east side, Highland Avenue to Clairemont Avenue
 - * Underpass at Fenwick Avenue

Add a ninth bullet point to read

- Staff to explore, with affected business owners, the potential vacation of a portion of Valmont Avenue to provide additional parking’.”

Said amendment was accepted by the mover and seconder as a friendly amendment. The Council then voted on the resolution as amended. Said resolution, as amended, was adopted by unanimous vote.

HIGH-SPEED PASSENGER RAIL SERVICE

The Council considered a resolution indicating support of high-speed passenger rail service from Milwaukee through West Central Wisconsin to St. Paul. Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Wachs “to adopt said resolution”. Said motion passed by unanimous vote.

ZONING CODE AMENDMENT

The City Council considered an ordinance amending Chapter 18.45 (Site Plans) of the Zoning Code changing the reference date of adoption for the Multi-family Housing Design Manual pertaining to new standards for facades as shown on Planning File #Z-1476-10. Thereupon a motion was offered by Council Member Olson and seconded by Council Member Werthmann “to adopt said ordinance”. Said motion passed by unanimous vote.

FOOD SERVICE ESTABLISHMENTS

The City Council considered an ordinance to repeal and recreate Chapter 8.16 of the City Code of Ordinances entitled, "Food Service Establishments". Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Pavelski "to adopt said ordinance". Said motion passed by unanimous vote.

TABLE I – SPEED LIMITS

The Council considered an ordinance amending Table I of the City Code of Ordinances entitled, "Speed Limits – Speed limit thirty miles per hour", by amending LaSalle Street, those portions within the city limits from Hastings Way to Peterson Avenue. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Werthmann "to adopt said ordinance". Said motion passed by the following vote: Aye: Council Members Balow, Duax, Kemp, Kincaid, Klinkhammer, Olson, Pavelski, Von Haden, and Wachs. Nay: Council Member Werthmann.

TREE MAINTENANCE

The Council had first reading on an ordinance amending Section 8.20.070 entitled "Public Nuisance Abatement" and Section 8.20.090 entitled "Tree Maintenance" of the City Code of Ordinances.

NEPOTISM

The Council had first reading on an ordinance amending the Appointment and Placement of Relatives Policy of the Personnel Rules and Regulations, as adopted by Section 2.72.010.

ADJOURNMENT

A motion was offered by Council Member Pavelski and seconded by Council Member Wachs "that this meeting does now adjourn." Said motion passed without objection.

Adjournment: November 23, 2010

Time: 5:26 p.m.

Kerry J. S. Kincaid, President

ATTEST:

Donna A. Austad, City Clerk